



AUGUST 26 2002

Lyon & Lyon LLP  
Docket Information  
268/260

#4

**UTILITY DECLARATION  
AND POWER OF ATTORNEY**  
**Utility Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled AN EST-DEFINED PROBE FOR CANCER PROGRESSION the specification of which was filed on October 20, 2001 as United States Application Serial No. 10/051,769.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date
60/242,160	October 20, 2000

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified invention application, all of the registered practitioners identified by Customer Number 22249:



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP  
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(213) 489-1600

Please direct all inquiries to Michael J. Wise, at the above Customer Number.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name Randy	MIDDLE Initial D	LAST Name McKinnon	
	RESIDENCE & CITIZENSHIP	City San Diego	Piscataway	State or Foreign Country GA NJ	Country of Citizenship Canada
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INVENTOR'S SIGNATURE		DATE 5/10/02			

Randy  
5/10/02